

## Message

**From:** Damico, Genevieve [damico.genevieve@epa.gov]  
**Sent:** 1/28/2019 8:00:34 PM  
**To:** Vetter, Cheryl [Vetter.Cheryl@epa.gov]  
**Subject:** RE: Comments Re: No. T147-39554-00065 Riverview Energy Corporation, New Source Construction and Part 70 Operating Permit

That is the plan.

## Ex. 5 Deliberative Process (DP)

**From:** Vetter, Cheryl  
**Sent:** Monday, January 28, 2019 1:46 PM  
**To:** Damico, Genevieve <damico.genevieve@epa.gov>  
**Subject:** FW: Comments Re: No. T147-39554-00065 Riverview Energy Corporation, New Source Construction and Part 70 Operating Permit

Genevieve-

Welcome back!

# Ex. 5 Deliberative Process (DP)

Cheryl Vetter  
 U.S. Environmental Protection Agency  
 OAQPS/AQPD/OPG (C504-03)  
 Research Triangle Park, NC 27711  
 Phone (919) 541-4391 Fax (919) 541-5509  
 Note: Positions or views expressed here do not represent official EPA policy.

**From:** Charles McPhedran <cmcphe@earthjustice.org>  
**Sent:** Thursday, January 10, 2019 10:43 AM  
**To:** ACKER, JENNY <JLACKER@idem.IN.gov>; Logan, Doug <DLogan@idem.IN.gov>; Vetter, Cheryl <Vetter.Cheryl@epa.gov>; Damico, Genevieve <damico.genevieve@epa.gov>  
**Cc:** Lauren Piette <lpiette@earthjustice.org>  
**Subject:** RE: Comments Re: No. T147-39554-00065 Riverview Energy Corporation, New Source Construction and Part 70 Operating Permit

Thanks for your reply. To confirm, IDEM will be submitting a new proposed permit to EPA Region 5 for review after completing its review of public comments on the draft permit and revising the draft permit as appropriate. Therefore, the window for a citizen petition to EPA to object to the permit under Clean Air Act 505(b)(2) will not open until after IDEM submits the new proposed permit to EPA, and EPA does not then object during its statutory 45-day review period for that new proposed permit.

Charles McPhedran

**From:** ACKER, JENNY <JLACKER@idem.IN.gov>  
**Sent:** Tuesday, January 8, 2019 3:11 PM  
**To:** Charles McPhedran <cmcphe@earthjustice.org>; Logan, Doug <DLogan@idem.IN.gov>  
**Cc:** Lauren Piette <lpiette@earthjustice.org>  
**Subject:** RE: Comments Re: No. T147-39554-00065 Riverview Energy Corporation, New Source Construction and Part 70 Operating Permit

Mr. McPhedran,

The EPA concurrent (parallel) review of the permit began when the permit went on PN and ended 30 days later.

Prior to issuing or denying the permit, an ATSD (Addendum to the TSD (Technical Support Document)) must be prepared. The ATSD will document comments received during the public notice period, including testimony provided during the public hearing held by IDEM, and the responses to the comments. IDEM received the transcript, of over 200 pages, from the public hearing on January 3, 2019. Upon completion of the ATSD, the final permit (including attachments and appendices) will be proposed to the US EPA Region 5 for review.

It is difficult to say when the permit will be ready for EPA proposal.

The status of the permit can be tracked on the IDEM website at: <http://www.in.gov/apps/idem/caats/>

To view the document, choose Search Option **by Permit Number**, then enter permit 5 digit permit # 39554.

The status of the permit will change from PN to Proposed once the permit is submitted to the US EPA Region 5.



Jenny Acker  
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**Help us improve!**  
IDEM values your feedback




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**From:** Charles McPhedran [<mailto:cmcphe@earthjustice.org>]

**Sent:** Monday, January 07, 2019 4:13 PM

**To:** ACKER, JENNY <[JLACKER@idem.IN.gov](mailto:JLACKER@idem.IN.gov)>; Logan, Doug <[DLogan@idem.IN.gov](mailto:DLogan@idem.IN.gov)>

**Cc:** Lauren Piette <[lpiette@earthjustice.org](mailto:lpiette@earthjustice.org)>

**Subject:** FW: Comments Re: No. T147-39554-00065 Riverview Energy Corporation, New Source Construction and Part 70 Operating Permit

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I'm writing to follow up on our comments of December 10 (see below and attached).

Could you let me know the timeline for IDEM's action on this permit? Also, has IDEM removed the permit from parallel processing with EPA, and will IDEM be sending a new proposed permit to EPA after reviewing and responding to public comments?

Thank you,

Charles McPhedran

Charles McPhedran, Esq.  
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**From:** Gabrielle "Gabi" Winick <[gwinick@earthjustice.org](mailto:gwinick@earthjustice.org)>  
**Sent:** Monday, December 10, 2018 3:09 PM  
**To:** [dlogan@idem.IN.gov](mailto:dlogan@idem.IN.gov)  
**Cc:** Charles McPhedran <[cmcphebran@earthjustice.org](mailto:cmcphebran@earthjustice.org)>; Lauren Piette <[lpiette@earthjustice.org](mailto:lpiette@earthjustice.org)>  
**Subject:** Comments Re: No. T147-39554-00065 Riverview Energy Corporation, New Source Construction and Part 70 Operating Permit

December 10, 2018

Please accept the attached Comments and Attachments to Comments submitted on December 10, 2018 in regard to permit number T147-39554-00065.

These comments were submitted by Southwestern Indiana Citizens for Quality of Life, Valley Watch, Sierra Club, Citizens Action Coalition, and Earthjustice.

We will also be sending along a paper copy via U.S. Mail.

Thank you,

/s/ Gabi Winick

Gabrielle "Gabi" Winick  
 She/Her/Hers  
 Litigation Assistant, Coal Program  
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